

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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TEMAGEN STEPHENSON,

Petitioner,

-against-

ROBERT E. ERCOLE, Superintendent of  
Green Haven Correctional Facility,

Respondent.  
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JUDGMENT  
07-CV- 3677 (CBA)

A Memorandum and Order of Honorable Carol Bagley Amon, United States District Judge, having been filed on November 17, 2009, dismissing the petition for a writ of *habeas corpus* as untimely; and ordering that a Certificate of Appealability shall not issue; it is

ORDERED and ADJUDGED that petitioner take nothing of the respondent; that the petition for a writ of *habeas corpus* is dismissed as untimely; and that a Certificate of Appealability shall not issue.

Dated: Brooklyn, New York  
November 18, 2009

/S/  
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ROBERT C. HEINEMANN  
Clerk of Court